

REMARKS

The Examiner has issued a second Restriction Requirement and restricted the claims into eighteen (18) groups, as detailed at pages 2-4 of the Office Action. In response, Applicants hereby provisionally elect Group XIII, claims 36-45, drawn to a method of treating an affective disorder, for examination, with traverse.

Furthermore, the Examiner has requested the election of one compound listed in claims 37-42 and 52-53, and the election of one disorder listed in claims 42-45, as detailed at pages 5-6 of the Office Action. In response, Applicants hereby provisionally elect the compound BzATP (2'-3'-O-(4-Benzoylbenzoyl)adenosine 5'triphosphate (C24H24N5O15P3)), and the disorder of major depression, for examination, with traverse.

Applicants traverse the Restriction Requirement and the Election Requirement on the grounds that the search and examination of the claims of Groups I-XVIII do not present an undue burden to the Examiner.

Applicants reserve the right to file one or more divisional applications covering the subject matter of the non-elected claims. Prompt examination on the merits is respectfully requested.

The Commissioner is hereby authorized to charge any additional fees which may be required regarding this application under 37 C.F.R. §§ 1.16-1.17, or credit any overpayment, to Deposit Account No. 19-0741. Should no proper payment be enclosed herewith, as by a check being in the wrong amount, unsigned, post-dated, otherwise improper or informal or even entirely missing or a credit card payment form being unsigned, providing incorrect information resulting in a rejected credit card transaction, or even entirely missing, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 19-0741. If any extensions of time are needed for timely acceptance of papers submitted herewith, Applicants hereby petition for such extension under 37 C.F.R. § 1.136 and authorize payment of any such extensions fees to Deposit Account No. 19-0741.

Atty. Dkt. No. 028622-0137
Appl. No. 10/553,298

Respectfully submitted,

Date October 20, 2008

FOLEY & LARDNER LLP
Customer Number: 22428
Telephone: (202) 672-5527
Facsimile: (202) 672-5399

By Liliana Di Nola-Baron

Liliana Di Nola-Baron
Agent for Applicants
Registration No. 56,073